

## NORFOLK, VIRGINIA

### ACTION OF THE COUNCIL

TUESDAY, MARCH 27, 2012 – 7:00 P.M.

Prayer by Councilman Paul R. Riddick, followed by the Pledge of Allegiance.

President Fraim moved to dispense with the reading of the minutes of the previous meeting.

#### **Motion adopted.**

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn and Fraim.

No: None.

### CERTIFICATION OF CLOSED MEETING

A Resolution entitled, "A Resolution certifying a closed meeting of the Council of the City of Norfolk in accordance with the provisions of the Virginia Freedom of Information Act," was introduced in writing and read by its title.

**ACTION:** The Resolution as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn and Fraim.

No: None.

### CEREMONIAL MATTERS

1. President Fraim read and presented a Resolution of congratulations to Norfolk State University Men's Basketball Team on their winning the 2011-2012 MEAC title and first appearance in the NCAA Division I Basketball Tournament.

## **NORFOLK STATE UNIVERSITY**

**WHEREAS**, after playing 15 years at the Division I level, the Norfolk State University Men's Basketball Team, under the leadership of Head Coach Anthony Evans, made history in the 2011-2012 season with the team's first MEAC title and first appearance in the NCAA Division I Basketball Tournament; and

**WHEREAS**, the Spartans headed into the MEAC Tournament with a 22 game win record, the first season since entering Division I play the team won 20 or more games; and

**WHEREAS**, the Spartans clinched the MEAC title on March 10, 2012 with a 73-70 victory over the Bethune-Cookman Wildcats, thereby gaining an automatic bid to the NCAA Tournament; and

**WHEREAS**, on March 16, the 15<sup>th</sup> seeded Spartans made history by defeating 2<sup>nd</sup> seeded Big 12 champion Missouri Tigers 86-84 in the first round of the playoffs in Omaha, Nebraska, becoming only the fifth 15<sup>th</sup> seeded team to defeat a 2<sup>nd</sup> seeded team; and

**WHEREAS**, the Council of the City of Norfolk is extremely proud of the Norfolk State University Men's Basketball Team and wishes to recognize its achievement.

### **NOW, Therefore, Be It Resolved:**

**Section 1:** That the Council of the City of Norfolk hereby congratulates the Norfolk State University Men's Basketball Team on the occasion of its historic, record-breaking 2011-2012 season that included the MEAC Championship and first ever appearance in the NCAA Division I Tournament.

**Section 2:** That this resolution be recorded in the permanent proceedings of the City Council and that a copy be presented to Coach Evans and his team.

**ACTION:** The Resolution as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Frain.

No. None.

2. President Fraim presented a proclamation to the Girl Scouts of the USA congratulating them on their 100<sup>th</sup> Anniversary.
3. President Fraim read a proclamation proclaiming the month of March, 2012 as Child Abuse Prevention Month. Steve Hawks accepted the proclamation.

## PUBLIC HEARINGS

### PH-1

**PUBLIC HEARING** scheduled this day pursuant to action of the Council on March 27, 2012, under the State law, public notice having been inserted in the local press by the City Clerk, to hear comments on the the conveyance of two GEM Lots to **James E. Newby, II** on property located at **N S Holly Point Road**.

Thereupon, An Ordinance entitled, “An Ordinance authorizing the conveyance to **James E. Newby, II** of certain parcels of property, acquired by the City of Norfolk pursuant to Section 58.1-3970.1 of the Code of Virginia, 1950, as amended, and approving the terms and conditions of the Conveyance Agreement,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective April 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No. None.

### PH-2

**PUBLIC HEARING** scheduled this day pursuant to action of the Council on March 27, 2012 under the State law, public notice having been inserted in the local press by the City Clerk, to hear comments on the conveyance of a GEM Lot to **Mary W. Hayden** on property located at **N S Burrage Road**.

Thereupon, An Ordinance entitled, “An Ordinance authorizing the conveyance to **Mary W. Hayden** of certain parcels of property, acquired by the City of Norfolk pursuant to Section 58.1-3970.1 of the Code of Virginia, 1950, as amended, and approving the terms and conditions of the Conveyance Agreement,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective April 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No. None.

PH-3

**PUBLIC HEARING** scheduled this day pursuant to action of the Council on March 27, 2012 under the State law, public notice having been inserted in the local press by the City Clerk, on the application of **John D. Hines for Old Dominion University** for the closing, vacating and discontinuing a portion of **Elkhorn Avenue** from the northern line of **43<sup>rd</sup> Street** northwardly to the southern line of **49<sup>th</sup> Street**.

David Harnage, 4401 Powhattan Avenue and John Stronach, 4500 Main Street, Virginia Beach, were present to answer questions on this matter.

Thereupon, An Ordinance entitled, "An Ordinance closing, vacating and discontinuing a portion of **Elkhorn Avenue, authorizing the conveyance by Quitclaim Deed to the visitors of Old Dominion University** of any interest the City may have in the underlying fee of said portion of Elkhorn Avenue, and, accepting the dedication of Public Utility Easements by the visitors of Old Dominion University and the terms of the Deed of Easement, and authorizing the vacation of a Waterline Easement," was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective April 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No. None.

PH-4

**PUBLIC HEARING** scheduled this day pursuant to action of the Council on March 27, 2012 under the State law, public notice having been inserted in the local press by the City Clerk, on the application of **Norfolk Redevelopment and Housing Authority** for the closing, vacating and discontinuing a portion of the south side of east Virginia Beach Boulevard between **Cecelia Street and Hanson Avenue** and a portion of a 10 foot lane from the eastern line of Cecelia Street.

Peter Oberle, Norfolk Redevelopment and Housing Authority, 201 Granby Street, was present to answer questions on this matter.

Thereupon, An Ordinance entitled, “An Ordinance closing, vacating and discontinuing a portion of **East Virginia Beach Boulevard and 10’ lane** and authorizing the conveyance to the abutting property owner of any interest the City may have in the underlying fee of said portion of East Virginia Beach Boulevard and a 10’ lane,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective April 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No. None.

#### PH-5

**PUBLIC HEARING** scheduled this day pursuant to action of the Council on March 27, 2012 under the State law, public notice having been inserted in the local press by the City Clerk, on the application of **Norfolk Redevelopment and Housing Authority, a)** to amend the **General Plan of Norfolk, 1992**, from Industrial/Transportation/Utility to Medium Density Residential and **b)** to change the zoning from C-1 (Limited Commercial) district to Conditional R-11 (Moderate Density Multiple-Family) district.

Peter Oberle, Norfolk Redevelopment and Housing Authority, 201 was present to answer questions on this matter.

Thereupon, An Ordinance entitled, “An Ordinance to amend the General Plan of Norfolk, 1992, **SO AS TO** change the land use designation for property located at **956 to 960 Cecelia Street** from Industrial/Transportation/Utility to Medium Density Residential,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective April 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No. None.

PH-5A

An Ordinance entitled, “An Ordinance to rezone property located at **956 to 960 Cecelia Street** from C-1 (Limited Commercial) District and BCGO (Broad Creek Gateway Overlay) District to Conditional R-11 (Multiple-Family Residential) District and BCGO (Broad Creek Gateway Overlay) District,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective April 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No. None.

PH-6

**PUBLIC HEARING** scheduled this day pursuant to action of the Council on March 27, 2012 under the State law, public notice having been inserted in the local press by the City Clerk, on the application of the **City of Norfolk**, to amend the **Zoning Ordinance of the City of Norfolk, 1992**, to amend **Sections 2-3, 4-12.5, 8-6, and 13-6.12**, to make minor technical changes and corrections to 4 sections of the **Zoning Ordinance** resulting from an annual comprehensive review.

Thereupon, An Ordinance entitled, “An Ordinance to amend and reordain certain Sections of the **Zoning Ordinance of the City of Norfolk, 1992**, **SO AS TO** make typographical corrections and adjustments and to normalize the references made to the uses of “Hotel/Motel” and “Art Studio” in the “Table of Principal Uses for Downtown Districts,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No. None.

PH-7

**PUBLIC HEARING** scheduled this day pursuant to action of the Council on March 27, 2012 under the State law, public notice having been inserted in the local press by the City Clerk, on the application of the **City Planning Commission**, to amend the **Zoning Ordinance of the City of Norfolk, 1992**, to amend **Chapter 16 Signs** and revise regulations pertaining to **Electronic Changeable Copy Signs** and **Public Service Message Boards**.

Thereupon, An Ordinance entitled, “An Ordinance to amend and reordain Sections 16-3, 16-4 and 16-6 of the Zoning Ordinance of the City of Norfolk, 1992, in order to prohibit electronic changeable copy signs and to refine regulations pertaining to the location of public service message boards,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No. None.

### **CONSENT AGENDA**

C-1

Letter from the City Manager presenting a recommendation of the **City Planning Commission** on the application of the **City Planning Commission**, to amend Chapter 7 “Industrial Districts” of the **Zoning Ordinance of the City of Norfolk, 1992**, to eliminate minimum lot width and lot area for Special Exception uses in Industrial Districts, allowing the standard lot sizes to govern.

**ACTION:** City Clerk authorized to advertise for a public hearing on April 24, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No. None.

C-2

Letter from the City Manager presenting recommendation of the City Planning Commission on the application of **Thomas M. Tye** to closing, vacating and discontinuing a portion of **Bi-County Road between East Little Creek Road and Mason Avenue**.

**ACTION:** City Clerk authorized to advertise for a public hearing on April 10, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No. None.

C-3

Letter from the City Manager requesting a public hearing be scheduled to hear comments to vacate a six foot public pedestrian easement at **235 E. Plume Street**.

**ACTION:** City Clerk authorized to advertise for a public hearing on April 10, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No. None.

### REGULAR AGENDA

R-1

Letter from the City Manager and an Ordinance entitled, “An Ordinance accepting the sum of \$134,463 from the **Chesapeake Bay Trust Living Shoreline Grant Program**, \$20,000 from the Norfolk Wetlands Board’s special revenue accounts and \$10,000 from the Department of Planning’s special revenue account to hire a contractor to build a **Living Shoreline Erosion Control Project in Colley Bay** is hereby provided and appropriating and authorizing the expenditure of funds,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No. None.

R-2

Letter from the City Manager and an Ordinance entitled, “An Ordinance to amend and reordain Sections 11.1-5 and 11.1-5.1 of the Code of the **City of Norfolk, Virginia, 1979**, **SO AS TO** update meeting requirements, terms of service, and membership requirements for the local **Board of Building Code of Appeals**,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No. None.

R-3

Letter from the City Manager and a Resolution entitled, “A Resolution approving the exercise by the **Norfolk Airport Authority** of powers conferred by Chapter 463 of the Acts of Assembly of 1948, as amended, in conjunction with the issuance of Norfolk Collegiate School of not to exceed \$7,000,000.00 of the Authority’s Revenue Bonds to assist in the financing of the construction and equipping of a Fine Arts Center to be located at **7336 Granby Street** in Norfolk, Virginia,” was introduced in writing and read by its title.

**ACTION:** The Resolution as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No. None.

R-4

Letter from the City Manager and an Ordinance entitled, “An Ordinance granting a **Special Exception** to permit the operation of an entertainment establishment on property located at **5957 East Virginia Beach Boulevard**,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No. None.

R-5

Letter from the City Manager and an Ordinance entitled, “An Ordinance granting a **Special Exception** to permit the operation of a commercial drive-through facility on property located at **1105 North Military Highway**,” was introduced in writing and read by its title.

Chris Clayton, 8312 Creedmoor Road, Raleigh, North Carolina, was present to answer questions.

**ACTION:** The Ordinance as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Williams, Winn, and Fraim.

No. Whibley.

R-6

Letter from the City Manager and an Ordinance entitled, “An Ordinance granting a **Special Exception** to permit off-lot parking on property located at **7428 Tidewater Drive**,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No. None.

R-7

Letter from the City Manager and an Ordinance entitled, “An Ordinance granting a **Special Exception** to permit the operation of an eating and drinking establishment on property located at **8401 Hampton Boulevard, Suite 4**,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No. None.

R-8

Letter from the City Manager and an Ordinance entitled, “An Ordinance authorizing the **acquisition of an easement for ingress and egress** from **James E. Turner, Jr., Elizabeth N. Turner, and Richard L. Turner**, over certain property located in Suffolk, Virginia for the sum of \$66,955.00; approving the terms and conditions of the attached Deed of Easement; and authorizing the expenditure of the sum of \$76,955.00 from funds heretofore appropriated to pay the purchase price and the other transaction costs relative to the acquisition of the easement,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn and Fraim.

No. None.

R-9

Letter from the City Manager and an Ordinance entitled, “An Ordinance authorizing the purchase from **Barbara B. Nelms and Robert L. Nelms, Trustees of the Barbara B. Nelms Revocable Trust**, of certain property located in the City of Suffolk and commonly known as **4036 Godwin Boulevard**, (Tax Map No. 17\*11) for the sum of \$778,545.00 in accordance with the attached Purchase and Sale Agreement; and authorizing the expenditure of a sum of up to \$793,545.00 from funds heretofore appropriated to pay the purchase price and the other transaction costs,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn and Fraim.

No. None.

R-10

Letter from the City Manager and an Ordinance entitled, “An Ordinance directing the City Treasurer to issue a refund to **United States Gypsum Co.** based upon the correction of personal property tax assessments for tax years 2010 and 2011,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn and Fraim.

No. None.

R-11

Letter from the City Manager and an Ordinance entitled, “An Ordinance authorizing the acquisition of a **permanent utility easement** from **Edith C. Stowe** over, under, and across certain property located in the City of Portsmouth, Virginia, for the sum of \$5,000.00; authorizing the City Manager to accept the Deed of Easement on behalf of the City of Norfolk; and authorizing the expenditure of the sum of \$10,000.00 from funds heretofore appropriated to pay the purchase price and other transaction costs relative to the acquisition of the easement,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn and Fraim.

No. None.

R-12

Letter from the City Manager and an Ordinance entitled, “An Ordinance authorizing the **acquisition of an easement for ingress and egress from Barbara B. Nelms, Robert Nelms, and Trustees for the Barbara B. Nelms Revocable Trust**, over certain property located in Suffolk, Virginia for the sum of \$21,455.00; approving the terms and conditions of the attached Deed of Easement; and authorizing the expenditure of the sum of \$31,455.00 from funds heretofore appropriated to pay the purchase price and the other transaction costs relative to the acquisition of the easement,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn and Fraim.

No. None.

R-13

Letter from the City Manager and an Ordinance entitled, “An Ordinance to change the name of **23<sup>rd</sup> Bay Street, from East Ocean View Avenue** to its intersection with **Shore Drive**,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn and Fraim.

No. None.

R-14

Letter from the City Manager and an Ordinance entitled, “An Ordinance permitting **Eastern Virginia Medical Center** to encroach five feet, more or less, into the right-of-way at **720 Fairfax Avenue** with a 24’ -2” tall sign mounted on the side of a parking garage,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn and Fraim.

No. None.

R-15

Letter from the City Manager and an Ordinance, “An Ordinance dedicating certain property owned by the City of Norfolk for the widening of **Military Highway between Lowery Road and Robin Hood Road**,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn and Fraim.

No. None.

R-16

Letter from the City Manager and an Ordinance entitled, “An Ordinance accepting the dedication by **Blandine Espejo and the Espejo Family Limited Partnership, RLLP, f/k/a Espejo Family Limited Partnership** to the City of Norfolk of a fifteen foot wide permanent utility easement; authorizing the City Manager to accept the Deed of Dedication of Easement on behalf of the City; and authorizing the vacation and release of two existing easements, upon certain conditions,” was introduced in writing and read by its title.

Elwood Isley, 913 Forrest Lakes Drive, Chesapeake, was present to answer questions on this matter.

**ACTION:** The Ordinance as introduced was **adopted**, effective April 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn and Fraim.

No. None.

R-17

Letter from the City Manager and an Ordinance entitled, “An Ordinance accepting the dedication by **Blandine Espejo and the Espejo Family Limited Partnership, RLLP, f/k/a Espejo Family Limited**

**Partnership** to the City of Norfolk of a fifteen foot wide permanent access easement for public utility purposes and authorizing the City Manager to accept the Deed of Easement on behalf of the City,” was introduced in writing and read by its title.

Elwood Isley, 913 Forrest Lakes Drive, Chesapeake, was present to answer questions.

**ACTION:** The Ordinance as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn and Fraim.

No. None.

R-18

Letter from the City Manager and an Ordinance entitled, “An Ordinance accepting a Training Mini-Grant Award of \$2,200.00 from the **Virginia Department of Fire Programs** and appropriating and authorizing the expenditure of the Grants Funds for the purchase of two (2) desktop computers with O/S preloaded, a CRT monitor, a keyboard and speakers for the **Department of Fire-Rescue**,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn and Fraim.

No. None.

R-19

Letter from the City Manager and an Ordinance entitled, “An Ordinance accepting grants funds in the amount of \$10,000.00 from Liberty Mutual Insurance for the 2011 **Be Smart Fire Safety Pledge Program** and appropriating and authorizing the expenditure of the funds for the purchase of equipment and supplies for the **Department of Fire-Rescue’s Smoke Detector Program**,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn and Fraim.

No. None.

R-20

Letter from the City Manager and an Ordinance entitled, “An Ordinance authorizing the purchase from Iness Huey, Et Als of certain property located in the City of Norfolk and commonly known as **2900 East Virginia Beach Boulevard** (Tax Account No. 2599-3140), for the sum of \$80,000.00 approving the terms and conditions of the Purchase and Sale Agreement; and authorizing the expenditure of the sum of up to \$125,000.00 from funds heretofore appropriated to pay the purchase price and the other transaction costs,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn and Fraim.

No. None.

R-21

Letter from the City Manager and an Ordinance entitled, “An Ordinance to amend and reordain the **Norfolk City Code, 1979**, as amended, to add one new Subsection (B) to Section 37-44 and to amend and reordain Section 37-74 (f) **SO AS TO** provide certain death benefits for deceased employees in military service and to provide for the payment of eligible rollover distributions to certain beneficiaries,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn and Fraim.

No. None.

R-22

Letter from the City Manager and an Ordinance entitled, “An Ordinance authorizing the Quitclaim to **Old Dominion University** of any interest in some vacated sections of **45<sup>th</sup> Street and 46<sup>th</sup> Street**, in the Lamberts Point area of the City,” was introduced in writing and read by its title.

Russ Pearson, Old Dominion University, 4401 Powhatan Avenue was present to answer questions.

**ACTION:** The Ordinance as introduced was **adopted**, effective April 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn and Fraim.

No. None.

R-23

Letter from the City Manager and an Ordinance entitled, “An Ordinance approving a Memorandum of Understanding between the **City and the Norfolk Community Services Board** concerning the board’s transition to an administrative policy board,” was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn and Fraim.

No. None.

R-24

A Resolution entitled, “A Resolution appointing or reappointing 30 persons to 2 Boards and 2 Commissions for certain terms,” was introduced in writing and read by its title.

**ACTION:** The Resolution as introduced was **adopted**, effective March 27, 2012.

Yes: Burfoot, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn and Fraim.

No. None.

## **NEW BUSINESS**

1. Mel Price, 208 East Plume Street, Monticello Arcade, Suite 2, spoke concerning Norfolk Public Libraries.
2. Sara E. Perry, 850 East Virginia Beach Boulevard commented on the deterioration of the Blyden Branch Library – inside and out.
3. Khalid Muhammad, 213 West 33<sup>rd</sup> Street, spoke about the process of getting a business license to operate pedicabs in downtown Norfolk.
4. Dan Montague, 4605 Krick Street, commented on the commerce in the city and need to keep small businesses operating.
5. Jane Bethel, 5632 Brandon Boulevard, Virginia Beach, spoke on 1) the need for a crossing signal on Virginia Beach Boulevard near the Thrift store, 2) employees raises and 3) the need for a bullying policy.
6. Richard Levin, 1222 West 21<sup>st</sup> Street, commented on the Monticello Avenue property sale.
7. Carol Merrill, 845 Fremont Street, spoke regarding the renovations on one of her homes at 1033 Goff Street and the loss of her job with the City of Norfolk.
8. Wesley Jacobs, 2702 Marlboro Avenue, commented on the parking and ticketing of cars at the temple on 49<sup>th</sup> Street during prayer services.
9. Manuel Hidalgo, 255 College Cross, commented on the city's budget and money that might be spent on Waterside.
10. Phillip Hawkins, 3597 Mississippi Avenue, did not speak but submitted the "Ingleside Capital Improvement Needs for 2012 and Beyond" as part of the record.